

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

WILLIAM FRANKLIN HALL, )  
                            )  
Plaintiff,              )     Case No. 04-17-ST  
                            )  
vs.                      )     ORDER  
                            )  
BOARD OF PAROLE AND POST- )  
PRISON SUPERVISION,     )  
                            )  
Defendant.              )

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Attorney for Petitioner

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Attorneys for Respondent

KING, Judge:

The Honorable Janice M. Stewart, United States Magistrate Judge, filed Findings and Recommendation on October 5, 2005. The matter is before this court. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). Petitioner has filed objections to the Findings and Recommendation. Respondent has filed a response.

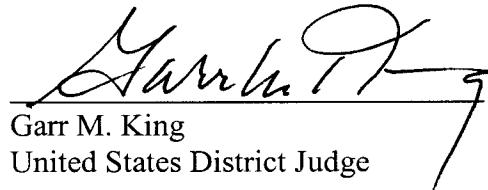
When either party objects to any portion of the Magistrate's Findings and Recommendation, the district court must make a *de novo* determination of that portion of the Magistrate's report. See 28 U.S.C. § 636(b)(1)(C); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982).

Having given a *de novo* review of the issues raised in petitioner's objections to the Findings and Recommendation, I find no error.

Accordingly, I ADOPT Magistrate Judge Stewart's Findings and Recommendation (#37) and DENY the Petition for Writ of Habeas Corpus (#1) and enter judgment DISMISSING this case with prejudice.

IT IS SO ORDERED.

Dated this 21<sup>st</sup> day of December, 2005.

  
Garr M. King  
United States District Judge